



Governor Terry E. Branstad
Lt. Governor Kim Reynolds
San Wong, Director

**CRIMINAL & JUVENILE JUSTICE PLANNING ADVISORY COUNCIL
MINUTES OF REGULAR MEETING**

**Public Safety Headquarters Building
215 East 7th Street, Public Conference Room
Des Moines, IA**

May 29, 2013

- Present:** Tom Ferguson, Presiding; Mardi Allen; Kim Cheeks; DeAnn Decker for Kathy Stone; Stephanie Fawkes-Lee; John Asmussen for Paul Fitzgerald; Kurt Swaim for Sam Langholz; Ross Loder; Hon. Jeffrey Neary; Lettie Prell; Sherri Soich; John Spinks; Tom Walton; Dale Woolery
- Ex Officio:** Rep. Chip Baltimore; Sen. Charles Schneider; Rep. Mary Lynn Wolfe
- Absent:** Trisha Barto; Jason Carlstrom; Patrick Gibbs; Michelle Leonard
- Staff:** Paul Stageberg; Kile Beisner; Cheryl Davidson; Dave Kuker; Kathy Nesteby; Sarah Rabey; Julie Rinker; Lanette Watson
- Others:** Jennifer Acton; Anna Hyatt-Crozier; Cathy Engel; JoAnn Finkenbinder; Amanda Freel; Bob Greenlee; Beth Lenstra; Marty Ryan

I. Call to Order, Welcome, and Introductions

Tom Ferguson called the meeting to order at 10:00 a.m. A quorum was present. Introductions were made at this time.

II. Approval of Minutes—November 28 & 30, 2012

Judge Neary moved to approve the minutes from the November 28 and November 30, 2012, meetings; seconded by John Spinks. The motion passed unanimously.

III. Division Update

Paul Stageberg, Division Administrator, reported that the CJJP budget was approved and includes the addition of one FTE and funding for improvements to the Justice Data Warehouse (JDW). He credited the increase to a change in budget oversight to the Justice Systems Appropriations Subcommittee.

Stageberg reviewed current projects: JJRP, Second Chance Grant, Family Drug Court, Enhanced Drug Court, School-to-Court, and the juvenile detention risk assessment tool. The Department of Corrections has applied for several new grants that include evaluation services by CJJP. The federal Bureau of Justice Statistics SAC (Statistical Analysis Center) grant funding will remain the same at \$75,000.

[10:10 a.m. Tom Walton joined the meeting]

Other efforts within CJJP include a new server and other hardware for CJIS (Criminal Justice Information System). Keith Kreiman, CJIS Coordinator, oversees the project and works closely with the Department of Public Safety (DPS), the Department of Transportation, the Courts, and an outside vendor.

Ferguson thanked legislators for their support on behalf of CJJP.

IV. Juvenile Justice Staff Presentation

a. Federal Funding Reductions

Kathy Nesteby, CJJP, discussed reductions in federal JJDP Act (Juvenile Justice & Delinquency Prevention) funding from \$4,641,700 in 1999 to \$663,199 in 2012. She reviewed her attendance at the Coalition for Juvenile Justice conference in Washington, DC; meetings with legislative staff on Capitol Hill; and changes in federal funding parameters. Most funding is passed through CJJP to judicial districts/chief juvenile court officers for local programs and services for youth in the juvenile justice system. Funding amounts are based upon child populations in each judicial district and are used to keep delinquent youth in their home community.

b. DMC – Reports on local sites

Dave Kuker, CJJP, distributed information on Disproportionate Minority Contact (DMC) in Iowa. To be eligible for funding, the JJDP Act requires that states identify DMC causes and develop strategies.

Kuker provided an overview of work conducted by CJJP in counties with the highest minority populations—Black Hawk, Johnson, Polk, and Woodbury. Interviews have been held with community representatives, law enforcement, school administration, private youth-serving agencies, NAACP, black ministry, and juvenile court officials. Reports have been issued for each jurisdiction and include data and community concerns. African-American youth are primarily arrested for public order offenses and in schools for defiance/disrespect. He underscored that the highest level of overrepresentation is for low-level offenses and occurs at the front-end of the system.

Kuker reviewed work in recent years through the guidance of the Annie E. Casey Foundation to develop alternatives to detention. While the use of detention was reduced for all racial groups in all sites, overrepresentation still exists. Through this effort, a Detention Screening Tool (DST) was developed and provides a uniform detention decision process across all sites.

Future plans include an automated DST that populates delinquency history and current offense information to measure risk to public safety and recidivism. The tool would be used to: inform juvenile court staff and judges; keep dangerous kids in detention; and provide a fair system/due process for all youth offenders.

Meetings have been held with the State Court Administrator's Office (SCAO) to garner support for the implementation of the statewide, automated DST. Letters of support from various Department of Human Rights commissions and councils were presented to the SCAO and the state Judicial Council. Plans include working with the NAACP, ACLU, League of Women Voters, and other organizations to gain further support for the statewide tool.

c. School-Court Effort

Kile Beisner, CJJP, reported on school misbehavior incidents data collection. The purpose was to determine whether a school-court pipeline exists in Iowa. The effort began with a cultural curriculum for metro schools that included data, local history, and cultural information that could lead to school discipline policy changes regarding classroom removals and referrals to juvenile court.

School incident referral data was collected in five metro districts for the 2010-11 school year. Research found that 46% of office referrals were for disruptive behavior and disparity for African-American students exists in all sites. Removals were mainly in/out of school suspensions and students were not necessarily referred to juvenile court.

Meetings were held with school officials and findings were presented. Des Moines and Cedar Rapids schools have expressed interest in additional data collection for lower grade levels. Iowa City has been more involved on the policy side. Future efforts include following a cohort of Des Moines 6th grade students from various middle and high schools.

[11:13 a.m. – Ross Loder joined the meeting; Rep. Baltimore departed the meeting]

d. JJRP/SPEP

Nestebly reported that Iowa is one of three sites that was awarded a three-year, \$750,000 Juvenile Justice Reform Demonstration Project (JJRP) grant by OJJDP—a pilot program that utilizes a Standardized Program Evaluation Protocol (SPEP) to assess effective programming for individual youth. The Results First cost/benefit analysis tool will be used.

A meeting will be held in early July with stakeholders and implementation team representatives from the 1st, 3rd, and 6th judicial districts. CJJP Advisory Council/PSAB members were invited to attend.

V. CJJP Research & Evaluation Independence & Integrity Policy

Stageberg reported that the draft policy included in the meeting packet was required as part of the Statistical Analysis Center (SAC) grant. Council members requested more time to review the policy. Approval of the item was tabled to next meeting.

VI. Review of 2013 Legislative Actions

Stageberg reviewed that recent legislative changes include 1) DNA collection for all aggravated misdemeanor offenses and 2) officer assaults resulting in injury. This information could be included in the report due December 1.

VII. Identification of Issues for FY14 Report

After a brief discussion, Mardi Allen moved to include all items from the last report, as well as the two areas discussed above (DNA and officer assaults), in the next Legislative Monitoring Report; seconded by Sherri Soich. The motion was unanimously approved.

VIII. CJ & PSAB Meeting Schedule for 2013 (Sept/Nov)

Judge Neary moved to hold meetings on September 11 and November 13, 2013; seconded by Kurt Swaim. The motion was unanimously approved.

IX. Other Matters Arising

No other matters came before the Council.

X. Adjournment

Allen moved to adjourn, seconded by John Spinks. The motion was unanimously approved and the meeting adjourned at 11:38 a.m.

Respectfully submitted,

Julie Rinker
Administrative Secretary
Div. of Criminal & Juvenile Justice Planning
Iowa Department of Human Rights